

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Re: Patent Application of HALL et al.
Application Serial No. 09/172,577
Application Filing Date 10/13/98
For INERT GAS BLANKET FOR PROTECTION FROM OXIDATION

Appeal No. 2005-1648

Request to Act on Request for Reconsideration Filed 2/9/2006

Commissioner for Patents, Alexandria, VA 22313-1450:

I certify that this correspondence is facsimile-transmitted
to the Patent and Trademark Office (571 273 8300) on 12 FEB 2008:

Christopher John Rudy: Christopher John Rudy 12 FEB 2008.

Please act upon the Request for Reconsideration filed on
February 9, 2006. Nothing has been received from the Office
since the filing of the Request for Reconsideration.

Transmitted herewith are the Request for Reconsideration
(three pages) plus its Auto-Reply Facsimile Transmission receipt
(one page) showing filing of that request on February 9, 2006.

Prompt and favorable action is solicited.

Respectfully,

RICHARD H. HALL ET AL.

Dated: Feb. 12, 2008 A.D.

Per

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Encls: Request for Reconsideration
Auto-Reply Facsimile Transmission receipt

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PAGE-02--DATA 81-121 PP CRYSTALOPHOS J LUBY M 618 182 DENE P.O.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Re Patent Application of KALL et al.
Application Serial No. 09/473,877
Application Filing Date 10/13/98
For LETTER GAS BLANKET FOR PROTECTION FROM OXIDATION

Appeal No. 2002-1544

Request for Reconsideration

Commissioner for Patents, Alexandria, VA 22313-1450:

I certify that this correspondence is authentic-transmitted to the Patent and Trademark Office (PTO) 773 1500 on 03 FEB 2002:
Christopher John Ruff at PTO 1500.

THANK YOU FOR THE DECISION ON APPEAL mailed DEC 11 2000. In reply, please acknowledge part whereof.

Reconsideration Argument with Request to Dismiss

Claim 16 distinguishes over Kopfel, U.S. Patent No. 4,561,303 under 35 USC 102(b).

An any person skilled in the art knows, the system of Kopfel is sealed. In other words, gas inside the system is not able to come into contact with gas external the system. Even though it is admitted back and forth between two compartments of the lifter, the very same Nitrogen gas competition is involved, and it stays inside the same system; the only difference is internal pressure.

In contrast, claim 1 requires a method for controlling oxidative degradation ... in a ... vented space.

The word, "vent," is an another word that means as an alternative: Open or Permeable with waste in one later, whereas, "both heating wind." Thus, implied by definition in a vented space is entry of WIND, even external the system. It is in view of such a condition, by which oxygen can enter into the generally enclosed space, that the inert gas blanket is provided. Note that the claim refers to control of oxidative degradation.

Oxidative degradation is not possible in the sealed system of Kopfel because no oxygen can enter from outside a sealed system.

On the other hand, oxidative degradation is addressed by the claimed invention in a vented system because oxygen may enter in form outside the system. Thus, the inert gas blanket is provided inside the generally enclosed, vented space.

As noted in the Brief on pages 5 et seq., this can be appreciated by comparing, again, present FIG. 1, which depicts a chamber, i.e., standard, internal combustion engine in a motor

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